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PTO/SB/30 (10/2001)

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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Address to:
Commissioner for Patents
Box RCE
Washington, DC 20231

Application Number	09/436,164
Filing Date	November 9, 1999
First Named Inventor	Benjamin E. Reubinoff, et al.
Art Unit	1632
Examiner Name	J. T. Woitach
Attorney Docket Number	13164

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8,

1. Submission required under 37 CFR §1.114

a. Previously submitted

i. Consider the amendment(s)/reply under 37 CFR §1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).

ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
iii. Other _____

b. Enclosed

i. Amendment/Reply iii. Information Disclosure Statement (IDS)
ii. Affidavit(s)/Declaration(s) iv. Other PTO-1449 and Petition for one month

2. Miscellaneous

a. Suspension of action on the above-identified application is requested under 37 CFR §1.103(c) for a period of _____ months (Period of suspension shall not exceed 3 months; Fee under 37 CFR§1.17(i) required)

b. Other

3. Fees The RCE fee under 37 CFR §1.17(e) is required by 37 CFR §1.114 when the RCE is filed.

a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 19-1013/SSMP

i. RCE fee required under 37 CFR §1.17(e) \$ 740.00

ii. Extension of time fee (37 CFR §§1.136 and 1.17)

iii. Other _____

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b. Check in the amount of \$ _____ enclosed 01 FC:179 740.00 CH

c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print / Type)	Peter I. Bernstein	Registration No. (Attorney / Agent)	43,497
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Signature		Date	September 23, 2002
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CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark

Name (Print / Type)	Anna Baerga
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Signature		Date	September 23, 2002
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Benjamin E. Reubinoff, et al. Examiner: J. T. Woitach
Serial No.: 09/436,164 Art Unit: 1632
Filed: November 9, 1999 Docket: 13164
For: EMBRYONIC STEM CELLS Dated: September 23, 2002

Assistant Commissioner for Patents
Washington, DC 20231

AMENDMENT UNDER 37 C.F.R. §1.114

Sir:

In response to the Final Action dated May 22, 2002 and in accordance with the provisions of 37 C.F.R. §1.114, Applicants respectfully submit the following amendment for entry in the above-identified case.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on September 23, 2002.

Dated: September 23, 2002



Anna Baerga